

PROOF

STATE OF IOWA

Senate Journal

MONDAY, JANUARY 9, 2006

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JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 9, 2006

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the 2006 Regular Session of the Eighty-first General Assembly convened at 10:10 a.m. The Senate was called to order by President Kibbie.

Prayer was offered by Father Clem Currans of the Holy Family Church in Emmetsburg, Iowa. He was the guest of President Kibbie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Steve Warnstadt, member of the Senate from Woodbury County, Sioux City, Iowa.

REMARKS BY DEMOCRATIC PRESIDENT OF THE SENATE

President Kibbie addressed the Senate with the following remarks:

Welcome back to the 2006 session of the Eighty-first General Assembly.

When we came into session in 2005 after the results of the election showed a 25–25 tie, Iowans expected us to cooperate and find common ground. It was a difficult time, for some more than others, but in general, the power sharing between two parties worked, and we were able to accomplish much.

I would just take a moment to express my appreciation for the cooperative and professional attitude that our Co-President Senator Lamberti and his staff exhibited throughout the 2005 session. I deeply appreciate their help and pledge that my office will continue to work together this session.

We need to build on our successes of the 2005 session so that this historic General Assembly will be remembered as one that, while tied, was never gridlocked.

As we approach this second session, there are no shortages of challenges facing us. We have but 100 days to leave our legacy, and I believe the cornerstone of that legacy is one word—ethanol.

The bounty of our land provides us a huge resource from which we can make a strong statement about Iowa's commitment to leading the nation in the search for less energy dependence. Our corn crop provides the raw material from which we can replace millions of barrels of oil with ethanol that can and will help fuel not only our vehicles, but those across the country.

Now is the time to require that every gallon of gasoline contain 10 percent ethanol. I disagree that such a mandate is an infringement on personal freedom. Instead, I look at it as a statement of our personal responsibility to help lessen our dependence on foreign sources of energy, as well as a contribution to growing our economy by providing a huge new market for our agricultural products.

In addition to a 10 percent ethanol requirement, we need to dramatically expand the availability and use of Ethanol-85. The details of such expansion will be a major task of this Legislature, but at the least we should have an Ethanol-85 outlet in every county at the earliest possible time.

We need to harness the creative energy of our research universities, community colleges, and entrepreneurs in this massive economic development initiative. We must become not only a national, but a world, leader in renewable and alternative energy, including biodiesel and wind which are equally important in a comprehensive energy strategy.

All the easy energy in America has already been discovered. Any domestic oil we produce from this point on will be expensive and will take years to get to the consumers from its discovery. The lead time for Iowa's energy resources is in months, as every harvest season produces new resources from which we see the benefits almost immediately.

This is an Iowa issue that should not be partisan. I urge the appropriate committees to begin this work immediately. This is not only an issue of common ground, but common sense, and we should focus our efforts on the goal of less energy dependence as if our economic life and standard of living depend on it, because it does.

Another part of our economic development efforts should be toward rewarding those Iowans who work hard and play by the rules every day. They are the unsung Iowans who go to work at low-wage jobs every day. They are the workers employers depend upon, and they answer the call. They raise our children, support our communities, and help their neighbors—they deserve a raise.

It has been nine years since we raised Iowa's minimum wage, and in that time, inflation has eroded away much of the value of that wage. We should act quickly to increase the minimum wage by \$1. The current minimum wage is barely above the poverty level for an individual and does not even provide a yearly wage on which you can raise a family.

The only argument I ever hear against raising the minimum wage is that it costs jobs. Well, just saying that often enough doesn't make it true. I have seen no reputable studies to indicate that argument has any merit. If we really care about personal responsibility, let's reward work. It is the right thing to do.

Recent revelations about our standing in terms of teacher pay in Iowa versus the rest of the country should be a wake-up call we need to answer. Our best and brightest are not going into teaching, and we need to send our teachers a message that we value the work they do in developing our children. Teacher compensation cannot continue to decline, and we must make solid commitments to salary increases for our teachers.

We will also be faced with an additional review of our sex offender laws. This review should focus on our penalty structures; on prioritizing those who most require electronic monitoring; on the effectiveness of our assessment tools; and if sufficient treatment is available. We made a down payment on these areas last year and knew, full well, additional resources would be needed in this session. Our efforts last year

were bipartisan, and I urge that same type of cooperation this year. We should not play political games with this issue, and I think those we have as leaders in this body and in the House can craft solutions which we all can support.

Our task also includes other issues. These include education at all levels with a particular emphasis on community college funding because of the crucial role they play as an engine for economic development; help for small businesses that are facing a crisis in finding affordable health insurance for their employees; venture capital; property tax relief; Medicaid; responsible budgeting practices; ensuring that our public pension funds are actuarially sound; and last but not least, reviewing the needs of our veterans and their families to see that they receive the support they deserve. These are the common priorities of Iowans that will allow our state to grow and prosper.

Last year was unique and historic. The record we left from that session is one in which we all can take pride. I look at this session with optimism because this divided Legislature now knows what we need to do to make those divisions not stand in the way of responsible governing.

I am confident that in early April we will all be able to walk up to each other and say, "Well done."

We have a lot to do, and I, for one, am anxious to get started.

Thank you very much.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

President Lamberti took the chair at 10:18 a.m.

REMARKS BY REPUBLICAN PRESIDENT OF THE SENATE

President Lamberti addressed the Senate with the following remarks:

As I have been preparing for my last legislative session, I have spent a lot of time thinking about this place. This is a timeless place that reflects the heritage and values of Iowa—we use the same desks that were used when the Legislature eliminated racial discrimination in Iowa; the desk that the first woman senator used; and the desk that the first African-American senator used. This chamber exudes history and we should be humbled. I am always humbled at the great responsibility to serve you as the Republican President—and to serve the people of Iowa.

Iowans again expect great things from us as their representatives. Government's role is to provide people with opportunities for success—whether it's helping them through rough times or creating an environment where businesses can grow and prosper. Quite simply, the people of Iowa have entrusted us with the heavy responsibility of improving their quality of life.

This Legislature has a difficult road ahead of us—we have many obstacles to our success, but look at what we accomplished in 2005:

- We established the New Jobs Tax Credit to provide incentives for any new, good-paying job created in Iowa;
- We made a long-term commitment to economic development;
- We provided \$13 million for the Community Attractions and Tourism program (CAT);
- We toughened penalties on sex offenders to protect Iowa's children; and
- We passed the toughest law in the nation to rid the state of meth manufacturing.

There is no reason to expect less from us this year, but we cannot rest on our past accomplishments.

I believe we, as senators, should think big—we should have big ideas—there is always time to compromise with those who never dare to dream. Robert Jarvik, the inventor of the artificial heart, describes leaders as “visionaries with a poorly developed sense of fear and no concept of the odds against them.” With that as my premise, here are a few big ideas to try this year:

- We should encourage small businesses in Iowa to offer health insurance to their employees—or maintain health insurance coverage—by offering a tax credit to offset the rising cost of health insurance;
- We should provide our students the opportunity to learn more by ensuring that they spend more hours in the classroom with their teachers concentrating on academics;
- We should provide seniors on fixed incomes the opportunity to remain in their homes—by freezing their property taxes after they retire;
- We should honor the service of our veterans by assisting them with the purchase of a home, and by making sure they are receiving all of the benefits to which they are entitled;
- We should seize the opportunity to move renewable fuels into the future—and avoid old arguments that are a thing of the past. The future is E-85 and biodiesel, and we must ensure that these fuels are available throughout the state; and
- We should adopt a “zero tolerance” policy for sex offenders who prey on young children, by removing them from our streets.

Albert Einstein once said, “In the middle of every difficulty lies opportunity.” Let us find that opportunity to make Iowa a better place. The people of Iowa trust us to lead this state to a brighter future—we cannot fail them.

Thank you.

President Kibbie took the chair at 10:25 a.m.

REMARKS BY THE DEMOCRATIC FLOOR LEADER

Senator Gronstal addressed the Senate as follows:

Welcome to the opening of the second session of the historic Eighty-first General Assembly in the Iowa Senate. One year ago, I said that it was safe to say that none of us expected to be here with a 25–25 tie. I also said that it was safe to say that none of us was completely sure of what to expect during the 2005 session.

Well, what did happen? When the dust settled, it was clear that we significantly exceeded expectations last spring. That success should be the road map for this session, too.

The only question today is this: Will we all continue using that road map or will some of us take a wrong turn that will spark partisan bickering and political games?

I am an optimist who expects the best for this session. After all, Iowa voters gave us, the Iowa Senate, an incredible opportunity to show our politically divided nation how to work effectively together.

We can lead the nation by showing how elected leaders can put good policy before partisan politics.

We can lead the nation by conducting our work in the open and working together in a bipartisan way. Last session, we opened up more of our subcommittee meetings and working groups to our constituents, the news media, and lobbyists.

We can lead the nation by showing how to put the common concerns of Iowans ahead of the differences that divide us. Last session, we dropped our partisan rhetoric and passed—often unanimously in the Senate—major initiatives to:

- Expand educational opportunities for our schoolchildren;
- Create a new statewide commitment to improving early childhood opportunities;
- Restore the state's long-term commitment to creating good jobs;
- Increase efforts to create more alternative energy; and
- Increase public safety on several fronts.

Finally, the simple truth is that despite the tough election campaigns in 2004 and the approaching fall campaigns, not a single senator in this chamber ran for office because they wanted to beat up on the other party. Instead, each of us ran for office because we want to accomplish good things for our state, our communities, and our neighbors.

On that note, let me issue three challenges today to my Republican and Democratic colleagues:

First: Don't get distracted by the upcoming election. There will be plenty of time after we adjourn—hopefully in mid-April—to knock on doors, take partisan shots, and worry about 125 legislative races, the governor's race, and the other statewide and congressional races.

Second: Stay focused on issues that unite us as Iowans, not divide us. Last year, we all focused our time and energy on education, health care, good jobs, and public safety—and we accomplished things that are already improving the lives of thousands and thousands of Iowans. Sound, bipartisan public policy should be our focus during this session, not bumper-sticker slogans and sound bites.

Finally: Let the legacy of this Legislature be a bipartisan legacy that improves the quality of life for all Iowans.

Can that really happen? I believe it can. All we have to do is follow last session's roadmap. Here are a few specific examples:

- Thanks to the bipartisan efforts of Senators Tinsman and Hatch, along with Representatives Carroll and Foege, thousands of Iowans now have improved access to affordable health care.
- Because of the bipartisan leadership of Senators Larson and Kreiman, the Legislature approved a tough new package of initiatives that is providing Iowa communities and children additional protections from sexual predators.
- Thanks to the bipartisan work of Senators Kreiman and Brunkhorst, and Representatives Baudler and McCarthy, the Legislature passed what many national experts have called "the toughest antimethamphetamine law in the country." We're already seeing the positive results of this new law.
- Because of the bipartisan work of Senator Black, Senator Kettering, Senator Schoenjahn, and Senator Ragan, the Legislature created the Watershed

Improvement Fund, which is the first piece of significant environmental legislation in our state in more than a decade.

Here's the bottom line. Those are the kinds of achievements that both parties told the voters they would accomplish—and I believe that we can do even more this year, including:

- Expanding the use of ethanol to create more good-paying jobs, raise grain prices for farmers, and make our state energy efficient;
- Addressing abuses of the state's eminent domain laws; and
- Fulfilling our commitment to increase student achievement by reducing class sizes and increasing teacher quality.

I hope you join me in looking forward with excitement and optimism to working hard this year in an Iowa Senate that again puts aside partisanship and puts the interests of our constituents—good jobs, good schools, and quality health care—first.

Thank you, Mr. President.

REMARKS BY THE REPUBLICAN FLOOR LEADER

Senator Iverson addressed the Senate as follows:

I want to take this opportunity to welcome everyone back for the 2006 Regular Session of our great state's Eighty-first General Assembly.

Last January we experienced an Iowa Senate divided evenly for the first time in our lives, but that divided Senate worked as a single body when legislation important to Iowans needed to be discussed. Many said that little would be accomplished and that the only news coming from this chamber would be that of fighting and true partisanship. They say this year will be a “do nothing” session where the only concern is adjourning to begin the campaigns. My friends, we proved them wrong last year; we will prove them wrong again.

This session, I know we will work together to keep Iowa moving forward in helping to provide for a stronger economy, better education, and increased public safety and health care.

When we adjourned last May, we gave a boost to every employer in Iowa, large and small, by enacting the New Jobs Tax Credit that gave each employer a tax credit for any full-time job created. When Iowa's largest export is our youth, giving an incentive to employers to create good, high-paying jobs is the greatest thing we can do to keep young people in Iowa. We need to keep working together to reduce regulations on small businesses and do more for all Iowa businesses and their employees to ensure that Iowa is competitive with surrounding states on all levels and that we keep giving incentives to grow Iowa's economy and grow our state.

Iowa is a top producer of corn and soybeans, and will soon be number 1 in the manufacturing of ethanol and biodiesel. We need to lead the nation in ethanol and biodiesel consumption as well. To do that, I believe we need to promote these products by giving incentives to retailers who sell E-85 and other renewable fuels. These incentives will help our farmers, our economy, and our environment.

Education remains a priority in this chamber. Last session, we set the “allowable growth rate” at 4 percent to increase funding for K–12 schools by \$100 million. Under the 4 percent allowable growth, total funding for schools during the 2006–2007 school year will top \$3.1 billion with two-thirds coming from the state and one-third coming from local property taxes. This year I want to focus on the classroom by stressing the importance of the basics: reading, writing, and arithmetic. We must make sure

teachers are prepared to teach and that our children are not being pushed to the next grade if they are not reading and comprehending at their current level.

Public safety and the health of all Iowans remain a top concern for this chamber.

Last year we dramatically reduced the number of meth labs in Iowa by placing tough new restrictions on the sale of pseudoephedrine, a key ingredient in meth manufacturing. We also overhauled Iowa's Medicaid program to extend healthcare coverage to more of Iowa's needy without spending more money. The first-in-the-nation program changed the way Iowa covers costs for health care at Broadlawns and University of Iowa Hospitals in order to qualify for more federal matching funds. This year we will continue to work on public safety and healthcare initiatives, including protecting our children from criminals and ensuring that rural Iowans do not need to drive to another county for medical treatment by working on medical malpractice reform.

Finally, I look out at this chamber as a proud Iowan, knowing that we will work together, not as Democrats and Republicans, but as a single legislative body working for the good of the citizens of Iowa.

Thank you, Mr. President.

SPECIAL GUESTS

Senator Kibbie introduced the Honorable Leonard L. Boswell, U.S. Representative from Iowa's Third District and former member of the Iowa Senate.

The Senate rose and expressed its welcome.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Iverson moved that a committee of four be appointed to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Bolkcom and Tinsman, Co-chairs, and Senators Warnstadt and Zieman.

COMMITTEE TO NOTIFY THE HOUSE

Senator Iverson moved that a committee of four be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Black and Shull, Co-chairs, and Senators Gaskill and Seng.

APPOINTMENT OF PERMANENT OFFICERS AND EMPLOYEES

Senator Iverson asked and received unanimous consent to take up the following supplemental report of the committee on Rules and Administration:

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as permanent officers and employees of the Senate for the 2006 Session of the Eighty-first General Assembly:

Journal

Assistant EditorAngela Cox

President of the Senate's Office—Democrats

SecretaryMegan Heneke

President of the Senate's Office—Republicans

Secretary Kari Dummermuth

Democratic Caucus

Secretary Charles Goyer

Republican Caucus

- Administrative Assistant to Republican Leader II..... Creighton Cox
Administrative Assistant to Republican Leader II..... Marc Elcock
Legislative Research Analyst Angie Lewis
Legislative Research Analyst III Russ Trimble
Secretary Tiffany Gilbert
Secretary Kaitlyn Weltha

Secretaries to Senators

- Committee Secretary Sarah Kobliska
Committee Secretary Tom Mack
Committee Secretary Carole Martin
Committee Secretary Deborah Wells
Committee Secretary Jessica Jones
Committee Secretary Keith Johnson
Committee Secretary Kristin Miller
Committee Secretary Frances Wilke
Committee Secretary Joyce Castonguay
Secretary Elyse Beenken
Secretary Richard Capparell
Secretary Lauren Deublein

Secretary Pete Hackeman
Secretary Jeff Yanecek

MICHAEL E. GRONSTAL, Co-chair STEWART E. IVERSON, JR., Co-chair

Senator Iverson moved the adoption of the supplemental report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the rostrum of the Senate and were duly sworn.

APPOINTMENT OF PAGES

Senator Iverson asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as Pages for the Senate for the 2006 Session of the Eighty-first General Assembly:

- RACHAEL CRESWELL, Cedar Falls
- BRITTANY DU BOIS, Dunkerton
- BROOKE DUMMERMUTH, Elgin
- MADELYNN EATON, Davenport
- JACQUELYN ERNST, Cresco
- SARAH GIDLEWSKI, Ames
- MEGAN HART, Eldridge
- JONATHON KEMPF, Jamaica
- MOLLY KUHN, Bettendorf
- ELIZABETH MOORE, Jolley
- HANNAH OLSON, Burlington
- JOHNATHON RACINE, Essex
- LUCAS STRITTMATTER, Monticello
- NORA TOBIN, Clive
- TIA UPCHURCH-FREELOVE, Colo
- LARRY YEAGER, Des Moines

MICHAEL E. GRONSTAL, Co-chair STEWART IVERSON, JR., Co-chair

Senator Iverson moved the adoption of the report and the appointment of the Senate Pages.

The motion prevailed by a voice vote and the foregoing Senate Pages appeared before the rostrum of the Senate and were duly sworn to their oaths of office.

INTRODUCTION OF RESOLUTION

[Senate Resolution 101](#), by Johnson, a resolution to recognize and honor photographer Robert Nandell.

Read first time and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 2001](#), by Courtney, a bill for an act allowing school districts to use biometric fingerprint identification systems for certain restricted purposes.

Read first time and referred to committee on **Education**.

[Senate File 2002](#), by Beall, a bill for an act relating to the reimbursement amount paid to dealers or persons operating redemption centers who redeem empty beverage containers.

Read first time and referred to committee on **Natural Resources and Environment**.

[Senate File 2003](#), by Beall and Boettger, a bill for an act relating to the amount of the charitable deduction for host families of foreign exchange and other students under the individual income tax and including a retroactive applicability date provision.

Read first time and referred to committee on **Ways and Means**.

[Senate File 2004](#), by Hatch, a bill for an act relating to energy assistance including providing supplemental funding for the low-income home energy assistance program, providing for a household heating tax credit, allocating unclaimed utility refunds, requiring low-income customer rates by rate-regulated public utilities providing gas or electric service, and providing an effective date.

Read first time and referred to committee on **Commerce**.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Shull reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

HOUSE MESSAGES RECEIVED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 9, 2006, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Concurrent Resolution 101, a concurrent resolution for a joint convention on Tuesday, January 10, 2006, at 10:00 a.m. for Governor Thomas J. Vilsack to deliver his condition of the budget message.

Read first time and referred to committee on **Rules and Administration**.

House Concurrent Resolution 102, a concurrent resolution for a joint convention on Wednesday, January 11, 2006, at 10:00 a.m. for Chief Justice Louis A. Lavorato to deliver his condition of the judicial branch message.

Read first time and referred to committee on **Rules and Administration**.

RECESS

On motion of Senator Iverson, the Senate recessed at 11:00 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 11:05 a.m., President Kibbie presiding.

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [HOUSE CONCURRENT RESOLUTION 101](#), a concurrent resolution for a joint convention on Tuesday, January 10, 2006, at 10:00 a.m. for Governor Thomas J. Vilsack to deliver his condition of the budget message.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Iverson, Angelo, Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [HOUSE CONCURRENT RESOLUTION 102](#), a concurrent resolution for a joint convention on Wednesday, January 11, 2006, at 10:00 a.m. for Chief Justice Louis A. Lavarato to deliver his condition of the judicial branch message.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Gronstal, Iverson, Angelo, Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTIONS
(Regular Calendar)

Senator Iverson asked and received unanimous consent to take up for consideration House Concurrent Resolutions 101 and 102.

[House Concurrent Resolution 101](#)

On motion of Senator Iverson, [House Concurrent Resolution 101](#), a concurrent resolution for a joint convention on Tuesday, January 10, 2006, at 10:00 a.m. for Governor Thomas J. Vilsack to deliver his condition of the budget message, with report of committee recommending passage, was taken up for consideration.

Senator Iverson moved the adoption of [House Concurrent Resolution 101](#), which motion prevailed by a voice vote.

House Concurrent Resolution 102

On motion of Senator Iverson, House Concurrent Resolution 102, a concurrent resolution for a joint convention on Wednesday, January 11, 2006, at 10:00 a.m. for Chief Justice Louis A. Lavorato to deliver his condition of the judicial branch message, with report of committee recommending passage, was taken up for consideration.

Senator Iverson moved the adoption of House Concurrent Resolution 102, which motion prevailed by a voice vote.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Bolkom reported that the committee assigned to notify the Governor that the Senate was organized and ready to receive communication had performed its duty.

The report was accepted and the committee discharged.

IMMEDIATELY MESSAGED

Senator Iverson asked and received unanimous consent that **House Concurrent Resolutions 101 and 102** be **immediately messaged** to the House.

RECESS

On motion of Senator Iverson, the Senate recessed at 11:07 a.m. until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:45 p.m., President Lamberti presiding.

ADJOURNMENT

On motion of Senator Iverson, the Senate adjourned at 1:46 p.m. until 8:30 a.m., Tuesday, January 10, 2006.

APPENDIX**COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency during the 2005 interim:

DEPARTMENT OF ADMINISTRATIVE SERVICES

Fiscal year 2005 Affirmative Action in Iowa report, pursuant to Iowa Code section 19B.5. Report received on September 30, 2005.

Fiscal year 2005 Human Resources Enterprise report. Report received on November 7, 2005.

AUDITOR OF STATE

County Real Estate Electronic Government Advisory Committee Report, pursuant to 2005 Acts, [House File 882](#). Report received on October 31, 2005.

County Recorders Electronic Transaction Fee accounts for July 1, 2003, through September 30, 2005, pursuant to 2005 Acts, [House File 882](#). Report received on November 1, 2005.

DEPARTMENT OF COMMERCE

Iowa Utilities Board 2004 annual report, pursuant to Iowa Code sections 7A.1, 7A.10, and 476.16. Report received on November 30, 2005.

IOWA COUNTY RECORDERS ASSOCIATION

Long-Range Business Plan and Integration Plan report, pursuant to 2005 Acts, [House File 882](#). Report received on November 1, 2005.

OFFICE OF DRUG CONTROL POLICY

2006 Drug Control Strategy annual report, pursuant to Iowa Code section 80E.1. Report received on November 1, 2005.

Application to the U.S. Department of Justice for funds under the Edward Byrne Memorial Justice Assistance Grant. Report received on December 27, 2005.

DEPARTMENT OF ECONOMIC DEVELOPMENT

Memo on the Commodities Promotion Program and Plan, pursuant to Iowa Code section 15.203(2). Report received on August 3, 2005.

January 31–June 30, 2005, semi-annual report on the progress in Value-Added Agricultural Products and Processes Financial Assistance Program. Report received on August 10, 2005.

Report on the Rural Microenterprise Program. Report received on October 31, 2005.

Annual Report on the New Jobs and Income Program's exemption from land ownership restrictions for nonresident aliens, pursuant to Iowa Code section 15.331B(4). Report received on December 16, 2005.

DEPARTMENT OF HUMAN RIGHTS

Division of Persons with Disabilities 2005 Annual Performance Plan. Report received on October 24, 2005.

DEPARTMENT OF HUMAN SERVICES

July 2005 system redesign for the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission, pursuant to Iowa Code section 225C.6A. Report received on August 24, 2005.

Annual report on youth who received independent living foster care services, pursuant to Iowa Code section 234.35(4). Report received on December 28, 2005.

DEPARTMENT OF INSPECTIONS AND APPEALS

Registration of Electrical and Mechanical Amusement Devices report, pursuant to 2004 Acts, House Files 594 and 2562. Report received on September 1, 2005.

IOWA'S CENTER FOR AGRICULTURAL SAFETY AND HEALTH

I-CASH annual report. Report received on December 27, 2005.

DEPARTMENT OF JUSTICE

Report on the department's costs and an estimate of the time expended enforcing the Iowa competition law, pursuant to 2005 Acts, [House File 811](#). Report received on November 22, 2005.

Report on the operation of the 2005 Iowa Prosecutor Intern Program, pursuant to Iowa Code section 13.2(12). Report received on December 19, 2005.

IOWA MEDICAID ENTERPRISE

Report on options for increasing savings relative to psychotropic drugs, while maintaining patient care quality. Report received on January 3, 2006.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Annual report, pursuant to Iowa Code section 411.5. Report received on January 4, 2006.

DEPARTMENT OF NATURAL RESOURCES

Annual Compliance Report on the Public Drinking Water Program. Report received on July 29, 2005.

Annual Report on the Oil Overcharge Restitution Program. Report received on October 5, 2005.

Report on Household Hazardous Waste Materials Program, pursuant to Iowa Code section 455F.8. Report received on January 6, 2006.

PUBLIC EMPLOYMENT RELATIONS BOARD

Annual report, pursuant to Iowa Code section 7E.3(4). Report received on December 27, 2005.

IOWA DEPARTMENT OF PUBLIC HEALTH

Stillbirth Evaluation Report, pursuant to Iowa Code chapter 136A. Report received on July 18, 2005.

Report on access to obstetrical care, pursuant to Iowa Code section 135.11(18). Report received on January 6, 2006.

Department of Public Health Annual Report, pursuant to Iowa Code section 135.11 (17). Report received on January 6, 2006.

Report on nursing, medical, dental, and pharmacy boards' sharing of administrative staff, pursuant to 2005 Acts, [House File 825](#). Report received on January 6, 2006.

Report on organ procurement, pursuant to Iowa Code section 142C.17. Report received on January 6, 2006.

DEPARTMENT OF PUBLIC SAFETY

2004 Iowa Uniform Crime Report. Report received on October 19, 2005.

BOARD OF REGENTS

Report on the operation of the Veterinary Diagnostic Laboratory, pursuant to 2005 Acts, [House File 816](#). Report received on September 20, 2005.

Economic Development and Technology Transfer annual report, pursuant to 2005 Acts, [House File 809](#). Report received on November 16, 2005.

Report on International Relations. Report received on November 16, 2005.

Annual report on the College Bound and IMAGES programs, pursuant to Iowa Code sections 262.92 and 269.93. Report received on November 28, 2005.

Report on patents and licenses, pursuant to 2005 Acts, [House File 868](#). Report received on December 12, 2005.

DEPARTMENT OF REVENUE

Report on progress in developing a system to track and analyze tax credits, pursuant to 2005 Acts, [House File 810](#). Report received on December 29, 2005.

STATE BOARD OF TAX REVIEW

Annual Report, pursuant to Iowa Code section 421.1(5). Report received on December 23, 2005.

IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

Commission's Five-Year Financial Plan, pursuant to Iowa Code section 8D.3(3)(f). Report received on November 22, 2005.

DEPARTMENT OF TRANSPORTATION

Quarterly report regarding the progress of the building project for the Motor Vehicle Division, pursuant to 2005 Acts, [House File 466](#). Report received on October 13, 2005.

Report of purchasing activity for soy-based inks and recycled content trash bags. Report received on December 6, 2005.

Annual report on the Highway Division's highway research and development. Report received on December 19, 2005.

Annual report on the Secondary Road Research Fund and the Street Research Fund. Report received on December 22, 2005.

Annual report for the Office of Contracts Letting, pursuant to Iowa Code section 307.12(14). Report received on January 3, 2006.

Quarterly report on the building projects for the Motor Vehicle Division, pursuant to 2005 Acts, [House File 466](#). Report received on January 3, 2006.

TREASURER OF STATE

Annual report on the Tobacco Settlement Authority, pursuant to Iowa Code section 12E.15. Report received on December 30, 2005.

IOWA UTILITIES BOARD

Annual report on the status of utility customer contribution funds, pursuant to Iowa Code section 476.66(6). Report received on January 9, 2006.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage reports for FY 2005, pursuant to Iowa Code section 8D.10, were received from the following agencies:

IOWA DIVISION OF BANKING – Report received on September 6, 2005.

DEPARTMENT FOR THE BLIND – Report received on September 3, 2005.

IOWA CIVIL RIGHTS COMMISSION – Report received on August 30, 2005.

DEPARTMENT OF COMMERCE – Report received on September 1, 2005.

DEPARTMENT OF EDUCATION – Reports received on November 22 and November 30, 2005.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD – Report received on August 16, 2005.

DEPARTMENT OF HUMAN RIGHTS – Report received on September 19, 2005.

DEPARTMENT OF HUMAN SERVICES – Report received on September 28, 2005.

IPERS – Report received on September 13, 2005.

IOWA LOTTERY – Report received on September 29, 2005.

DEPARTMENT OF MANAGEMENT – Report received on November 28, 2005.

DEPARTMENT OF PUBLIC DEFENSE – Report received on November 28, 2005.

BOARD OF REGENTS – Report received on January 9, 2006.

DEPARTMENT OF REVENUE – Report received on September 28, 2005.

STATE LIBRARY OF IOWA – Report received on January 3, 2006.

IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION – Report received on October 20, 2005.

TREASURER OF STATE – Report received on September 6, 2005.

IOWA VETERANS HOME – Reports received on November 22 and December 22, 2005.

IOWA VOCATIONAL REHABILITATION SERVICES – Report received on October 24, 2005.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Pursuant to [Senate Concurrent Resolution 3](#), the committee on Rules and Administration submits the following names of officers and employees of the Senate for the 81st General Assembly, 2006 Session, and their respective classifications, grades and steps:

		<u>CLASS</u>	<u>GRADE</u>	<u>STEP</u>
Admin. Asst. to Ldr. II	Creighton Cox	P-FT	32	3
Admin. Asst. to Ldr. II	Marc Elcock	P-FT	32	3
Legislative Secretary	Tiffany Gilbert	S-O	18	1
Legislative Secretary	Kari Dummermuth	S-O	18	2
Legislative Secretary	Charles Goyer	S-O	18	1
Legislative Secretary	Kaitlyn Weltha	S-O	18	1
Legis. Research Analyst	Angie Lewis	P-FT	27	1
Legis. Research Analyst III	Russ Trimble	P-FT	35	1
Legislative Secretary	Megan Heneke	S-O	18	1
Asst. Journal Editor	Angela Cox	P-FT	19	2
Legis. Committee Secretary	Sarah Kobliska	S-O	17	1
Legis. Committee Secretary	Tom Mack	S-O	18	1
Legis. Committee Secretary	Carole Martin	S-O	18	1
Legis. Committee Secretary	Deborah Wells	S-O	17	1
Legis. Committee Secretary	Jessica Jones	S-O	18	1
Legis. Committee Secretary	Keith Johnston	S-O	18	1
Legis. Committee Secretary	Kristin Miller	S-O	17	1
Legis. Committee Secretary	Frances Wilke	S-O	17	1
Legis. Committee Secretary	Joyce Castonguay	S-O	17	1
Legislative Secretary	Elyse Beenken	S-O	15	1
Legislative Secretary	Richard Capparell	S-O	15	1
Legislative Secretary	Laureen Deublein	S-O	15	1
Legislative Secretary	Pete Hackeman	S-O	15	1
Legislative Secretary	Jeff Yanecek	S-O	15	1
Page	Rachael Creswell	S-O	9	1
Page	Brittany Du Bois	S-O	9	1
Page	Brooke Dummermuth	S-O	9	1
Page	Madelynn Eaton	S-O	9	1
Page	Jacquelyn Ernst	S-O	9	1
Page	Sarah Gidlewski	S-O	9	1
Page	Megan Hart	S-O	9	1
Page	Jonathon Kempf	S-O	9	1
Page	Molly Kuhn	S-O	9	1
Page	Elizabeth Moore	S-O	9	1
Page	Hannah Olson	S-O	9	1
Page	Johnathon Racine	S-O	9	1
Page	Lucas Strittmatter	S-O	9	1
Page	Nora Tobin	S-O	9	1
Page	Tia Upchurch-Freelove	S-O	9	1
Page	Larry Yeager	S-O	9	1

MICHAEL E. GRONSTAL, Co-chair

STEWART IVERSON, JR., Co-chair

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Pursuant to [Senate Concurrent Resolution 3](#), the committee on Rules and Administration submits the following increases, reclassifications, and the effective dates of Senate employees:

Sr. Admin. Asst. to Ldr.	Eric Bakker	Step 3 to Step 5 Effective 6/05
Admin. Asst. to Ldr. to Admin Asst. to Ldr. I	Debbie Kattenhorn	Grade 27, Step 4 to Grade 29, Step 4 Effective 7/05
Sr. Admin. Asst. to Ldr.	Steve Conway	Step 6 to Step 7 Effective 7/05
Sr. Caucus Staff Director	Ron Parker	Step 4 to Step 5 Effective 9/05
Sr. Legis. Research Analyst	Theresa Kehoe	Step 6 to Step 7 Effective 7/05
Sr. Legis. Research Analyst	Richard Oshlo	Step 2 to Step 4 Effective 8/05
Legis. Research Analyst II	Julie Simon	Step 3 to Step 4 Effective 1/06
Legis. Research Analyst II	Kerry Wright	Step 2 to Step 3 Effective 7/05
Legis. Research Analyst II to Legis. Research Analyst III	Rusty Martin	Grade 32, Step 3 to Grade 35, Step 2 Effective 7/05
Legis. Research Analyst I to Legis. Research Analyst II	Bridget Godes	Grade 29, Step 2 to Grade 32, Step 1 Effective 7/05
Legis. Research Analyst	Jace Mikels	Step 2 to Step 3 Effective 7/05
Legis. Research Analyst	Sue Monahan	Step 1 to Step 2 Effective 7/05
Conf. Sec. to Ldr.	Kay Kibbie	Step 2 to Step 3 Effective 6/05
Conf. Sec. to Ldr.	Erica Shorkey	Step 2 to Step 3 Effective 6/05
Admin. Asst. to Ldr. II	Creighton Cox	Step 1 to Step 2 Effective 1/06
Admin. Asst. to Ldr. III to Caucus Staff Director	Andy Warren	Grade 35, Step 3 to Grade 38, Step 5 Effective 7/05
Admin. Asst. to Ldr.	Katie Koberg	Step 1 to Step 3 Effective 7/05 Resigned 7/29/05
Sr. Legis. Research Analyst	Carolann Jensen	Step 6 to Step 7 Effective 7/05
Sr. Legis. Research Analyst	Pam Dugdale	Step 6 to Step 7 Effective 7/05
Legis. Research Analyst II to Legis. Research Analyst III	Jim Friedrich	Grade 32, Step 3 to Grade 35, Step 2 Effective 7/05
Legis. Research Analyst I	Tom Ashworth	Step 2 to Step 3 Effective 2/06
Legis. Research Analyst I	Josh Bronsink	Step 2 to Step 3 Effective 3/06 Resigned 10/6/05

Legis. Research Analyst I	Daren Jaques	Step 2 to Step 3 Effective 2/06 Resigned 9/21/05
Legis. Research Analyst I to Legis. Research Analyst II	Kimberly Steenhoek	Grade 29, Step 3 to Grade 32, Step 2 Effective 7/05
Legis. Research Analyst to Legis. Research Analyst I	Peter Matthes	Grade 27, Step 2 to Grade 29, Step 2 Effective 7/05
Conf. Sec. to Ldr.	Vicki Iverson	Step 2 to Step 3 Effective 5/05
Sr. Admin. Asst. to Ldr.	Rebecca Beach	Step 6 to Step 7 Effective 7/05
Conf. Sec. to Ldr.	Alyce Elmitt	Step 2 to Step 3 Effective 6/05
Secretary of the Senate	Michael E. Marshall	Step 5 to Step 6 Effective 6/05
Sr. Assist. Sec. of Senate	Cynthia Clingan	Step 6 to Step 7 Effective 7/05
Sr. Finance Officer II to Sr. Finance Officer III	Linda Laurenzo	Grade 35, Step 5 to Grade 38, Step 4 Effective 7/05
Finance Officer II to Sr. Finance Officer I	Lois Brownell	Grade 27, Step 6 to Grade 31, Step 4 Effective 7/05
Conf. Sec. II to Sec.	K'Ann Brandt	Step 3 to Step 4 Effective 7/05
Journal Editor II	Janet Hawkins	Step 3 to Step 4 Effective 10/05
Journal Editor I	Megan Thompson	Step 2 to Step 3 Effective 10/05 Resigned 9/8/05
Asst. Journal Editor	Sarah Clark	Step 1 to Step 2 Effective 7/05
Sr. Indexer	Kathy Olah	Step 4 to Step 5 Effective 6/05
Indexer/Records & Supply	Kathleen Curoe	Step 6 to Step 7 Effective 7/05
Admin. Sec. to Secretary	Ember Leonard	Step 1 to Step 2 Effective 1/06
Asst. to Legal Counsel	Patricia Willemsen	Step 2 to Step 3 Effective 4/06
Sgt.-at-Arms II	William Krieg	Step 4 to Step 5 Effective 1/06
Doorkeeper	Carl (Bob) Langbehn	Step 4 to Step 5 Effective 1/06
Asst. Sgt.-at-Arms	Tommy Sheldahl	Step 3 to Step 4 Effective 1/06
Postmaster	Svend Christensen	Step 6 to Step 7 Effective 1/06
Switchboard Operator	Sue Hudson	Step 1 to Step 2 Effective 2/06

Sec. to Leader	Catherine Engel	Step 1 to Step 2 Effective 2/06
Legis. Committee Secretary	Martha Connolly	Step 1 to Step 2 Effective 1/06
Legis. Committee Secretary	Gerry Gaskill	Step 2 to Step 3 Effective 1/06
Legis. Committee Secretary	Audrey Gibson	Step 6 to Step 7 Effective 1/06
Legis. Committee Secretary	Benjamin Humphrey	Step 1 to Step 2 Effective 2/06
Legis. Committee Secretary	Jennifer Larson	Step 1 to Step 2 Effective 3/06
Legis. Committee Secretary	Jennifer Long	Step 2 to Step 3 Effective 1/06
Legis. Committee Secretary	Phyllis Peterson	Step 1 to Step 2 Effective 1/06
Legis. Committee Secretary	Dorothy Pothoff	Step 6 to Step 7 Effective 1/06
Legis. Committee Secretary	LuAnn Randleman	Step 5 to Step 6 Effective 3/06
Legis. Committee Secretary	Ellen Wagner-Kerber	Step 1 to Step 2 Effective 1/06
Legis. Committee Secretary	JoAnne Wengert	Step 6 to Step 7 Effective 1/06
Legis. Committee Secretary	JoAnn West	Step 6 to Step 7 Effective 1/06
Legislative Secretary	Mardi Deluhery	Step 1 to Step 2 Effective 3/06
Legislative Secretary	Madonna Hauge	Step 4 to Step 5 Effective 2/06
Legislative Secretary	Dot Mulder	Step 1 to Step 2 Effective 2/06

MICHAEL E. GRONSTAL, Co-chair

STEWART IVERSON, JR., Co-chair

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: January 9, 2006, 9:30 a.m.

Members Present: Gronstal and Iverson, Co-chairs; Angelo, Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan.

Members Absent: None.

Committee Business: Approved resolutions concerning Senate staff, chamber access, and Bob Nandell.

Adjourned: 9:45 a.m.

ALSO:

Convened: January 9, 2006, 11:00 a.m.

Members Present: Iverson, Co-chair; Angelo, Boettger, Courtney, Dvorsky, Kibbie, Lamberti, and Ragan.

Members Absent: Gronstal, Co-chair; and Hahn (both excused).

Committee Business: Approved HCRs 101 and 102.

Adjourned: 11:05 a.m.

INTRODUCTION OF BILLS

Senate File 2005, by Lamberti, an act to credit fees from the sale of certain special motor vehicle registration plates to the veterans trust fund.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2006, by Lamberti, an act relating to lifetime hunting or fishing licenses for veterans who were disabled or were prisoners of war during their military service and providing for fees.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 2007, by Lamberti, an act relating to the exemption from income tax of federal active duty pay of members of the armed forces military reserve and national guard and including a retroactive applicability date provision.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 2008, by Kreiman, an act relating to access to certain burial sites located on private property.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 2009, by Kreiman, an act relating to the use of handheld two-way communication devices by motor vehicle operators under age eighteen and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Transportation**.

Senate File 2010, by McKibben, Wieck, Behn, Lamberti, Iverson, Boettger, Seymour, Kettering, Miller, Hahn, Brunkhorst, Angelo, Ward, McKinley, Putney, Shull, and Houser, an act creating the penalty of death for the commission of murder in the first degree, kidnapping, and sexual abuse against the same minor, providing a penalty, and providing an effective date.

Read first time under Rule 28 and referred to committee on **Judiciary**.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 101, a resolution to recognize and honor photographer Robert Nandell.

Recommendation: DO PASS.

Final Vote: Ayes,10: Gronstal, Iverson, Angelo, Boettger, Courtney, Dvorsky, Hahn, Kibbie, Lamberti, and Ragan. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.